

Drainage Board met in their regular meeting place in the Rush County Courthouse on April 26, 2010 at 10:15 a.m. with the following present: Marvin L. Cole, T.H. Barnes, Ken Masters, members; Leigh Morning, Drainage Board attorney; Marvin L. Rees, Surveyor; Michele Gordon, secretary.

Minutes of the previous meeting were approved and signed by motion of Masters, with a 2nd by Barnes.

JOHN LAWLESS TILE – HEARING

Interested parties present can be found on a list in the file in the Surveyor's office. The hearing was called to order and the Surveyor gave his report. He also stated that he had received several letters of objection to this project which can also be found in the file in his office. It was decided after some discussion that the plans for the proposed reconstruction would be modified and that new assessment estimates would need to be sent to the landowners. A motion was then made by Barnes, with a 2nd by Masters, to continue the hearing until June 21, 2010 at 10:30 a.m. Motion carried and the hearing was closed.

WILLIAM WILLIAMS TILE – HEARING

Interested parties present can be found on a list in the file in the Surveyor's office. The hearing was called to order and the Surveyor gave his report stating that several landowners had shown proof of their acres being removed from the watershed. A motion was made by Barnes, with a 2nd by Masters, to remove and/or reduce the acres in the watershed on the Bulmer, Swisher and Tully properties. Motion carried. The Surveyor then stated that new assessment estimates had already been mailed to the landowners letting them know the reduction in acres and the increase in the estimate per acre for the proposed project. Dave Malson, representing the Beulah Austen Trust, stated that the landowner did not feel that their property was drained by the county tile and thereby received no benefit. The Surveyor agreed to meet with the landowner and Mr. Malson to discuss this issue and because of this Barnes felt that no decision could be made at this time concerning the proposed project. He stated that he was certain this project would be approved but made a motion to continue the hearing until May 10, 2010 at 10:30 a.m. when a final determination could be made once the Surveyor reported on his meeting. Masters gave a 2nd to this motion and the motion carried. The hearing was then closed.

RUSH COUNTY STORM DRAINAGE PLAN

A motion was made by Masters, with a 2nd by Cole, to approve the drainage plan submitted by George P Todd Funeral Home Inc. Motion carried with Barnes abstaining.

A motion was made by Barnes, with a 2nd by Masters, to approve the drainage plan submitted by Kyle Ripberger. Motion carried.

MUTUAL DRAIN

A petition has been filed by Richie Ellis concerning an obstruction to drainage on his property. He claims there is a problem with the pond that was constructed on the Tom Newkirk property. A motion was made by Barnes, with a 2nd by Masters, to set a hearing for May 24, 2010 at 10:30 a.m. Motion carried.

JABEZ REDDICK TILE #1 & #2

A motion was made by Barnes, with a 2nd by Masters, to move the date to open bids from May 10, 2010 until May 24, 2010 at 10:30 a.m. Motion carried.

JAMES CASSIDY DRAIN

The Surveyor stated that this drain is in need of work and he will be presenting his proposal at a later date.

WAITS/WRIGHT TILE

Boring of the tile under State Road 44 is scheduled to take place this coming week.

There being no further business to come before the Board a motion to adjourn was made by Masters, with a 2nd by Barnes. Motion carried.

Marvin L. Cole

T.H. Barnes

Ken Masters